

#### **AGENDA**

# Regular Meeting of the Ross Town Council Thursday, September 14, 2023

# Town Hall 31 Sir Francis Drake Boulevard Ross, CA 94957

The meeting will be held in person. As a courtesy, and technology permitting, members of the public may participate remotely and provide public comment via Zoom. Please be advised that those participating in the meeting remotely via Zoom do so at their own risk. Council meetings will not be cancelled due to technical difficulties. If no members of the Town Council are attending the meeting via teleconference, and a technical error or outage occurs on the teleconference feed, the City Council will continue the meeting in public in the Ross Town Hall, 31 Sir Francis Drake Boulevard, Ross, CA.

Zoom Webinar: <a href="https://us02web.zoom.us/j/86977621743">https://us02web.zoom.us/j/86977621743</a>
Webinar ID: 869 7762 1743# or Call-in Number: +1 (669) 900-9128

#### Submit public comment by:

- 1. Emailing <a href="mailto:cmartel@townofross.org">cmartel@townofross.org</a> prior to 4:00 P.M. the day before the meeting.
- 2. Attend the meeting in person and provide public comment.
- 3. If participating remotely, during the public comment portion of the Open Session select the "Raise Hand" icon in the Zoom meeting or press \*9 if calling into the meeting.

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- 1. 4:45 p.m. Call to Order.
- 2. Posting of agenda/changes to agenda.
- 3. Closed Session.

#### CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): (two potential cases)

#### **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Government Code Section 54956.9(d)(1)

Name of case: (Terry Pickett v. Town of Ross, Marin County Superior Court Case No. CV0000719)

- 4. 6:00 p.m. Open Session. Town Council will return to open session and announce actions taken, if any.
- Full agenda packet available online by clicking here.

5. Open Time for Public Expression.

Limited to three minutes per speaker on items not on agenda.

- 6. Mayor's Report.
- 7. Council Committee & Liaison Reports.
- 8. Staff & Community Reports.
  - a. Town Manager
  - b. Ross Property Owners Association
- 9. Consent Agenda.

The following items will be considered in a single motion, unless removed from the consent agenda:

- a. Minutes: 8/24/23 Meeting ...
- b. Demands. (Johnson) 💂
- c. Town Council review and acceptance of the Fiscal Year 2022-2023 fourth quarter, twelve-month, Financial Summary Report. (Johnson)
- d. Town Council approval of appointment of two Councilmembers, one as the primary and the second as an alternate, to represent the Town of Ross on the Ross Valley Paramedic Authority Board for the remainder of fiscal year 2023-24. (Johnson)
- e. Town Council consideration and adoption of Resolution 2335 authorizing the Town Manager to execute a Second Amendment to the Marin County Community Development Block Grant Program and Home Program Cooperation Agreement correcting the omission of required language. (Johnson)

**End of Consent Agenda.** 

10. Public Hearings on Planning Projects – Part 1.

Public hearings are required for the following planning applications. Staff anticipates that these items may be acted upon quickly with no oral staff report, Council discussion, or public comment. If discussion or public comment is requested, the Council may consider the item later in the agenda.

a. 1 Pomeroy Road, Design Review and a Variance, and Town Council consideration of Resolution 2336. (Lopez-Vega) ...

Gina Weyant, 1 Pomeroy Road, A.P. No. 072-023-04, Zone: R-1:B-5A, General Plan: VL (Very Low Density), Flood Zone: X (Moderate Risk)

#### **Project Description:**

The applicant requests approval of Design Review and a Variance. The project involves construction of a new pool/spa within the side and rear yard setbacks of the existing single-family residential property. The proposed size of the pool is 16'x 32' and the size of the SPA is 8'x 8'. The project includes a pool equipment unit within an existing shed located near the north side of the lot. The applicant also proposes to remove the existing concrete driveway and replace it with permeable pavers.

b. 128 Winding Way, Design Review and Hillside Lot, and Town Council consideration of Resolution 2337. (Lopez-Vega)

Kellogg Architects Inc, 128 Winding Way, A.P. No. 073-250-03, Zone: R-1:B-5A, General Plan: VL (Very Low Density), Flood Zone: X (Moderate Risk)

### **Project Description:**

The applicant requests approval of Design Review and a Hillside Lot Permit. The project involves construction of a new 6-foot automatic driveway gate that will be painted Chelsea grey and have metal picket design. Two 6-foot Ashlar Bluestone columns that will match the existing curb and retaining walls are also proposed. A keypad with a Knox key switch is also proposed. The distance from the gate to the roadway easement is 33' 8". The project also includes a 42" ornamental guardrail to match the existing guardrail that will connect to the driveway gate. The automatic driveway gate will be required to comply with safety code regulations.

End of Public Hearings on Planning Projects – Part 1.

### Administrative Agenda.

- 11. Town Council consideration of whether to regulate short-term residential rentals and provide policy guidance to staff on what actions should be taken, if any. (Woltering)
- 12. Town Council to receive a presentation from staff regarding Ross Recreation. (Borthwick)

**End of Administrative Agenda.** 

Public Hearings on Planning Projects – Part II.

13. 3 Ross Common, Town Council consideration of conditional approval of use permit to allow a wine bar for on-site tastings and retail sales of beer and wine for consumption off-site and consideration of Resolution 2338. (Lopez-Vega) ■

Adnan Daken and Dena Bliss, 3 Ross Common, A.P. No. 073-273-13, Zone: C-L (Local Service Commercial), General Plan: PS (Public Service), Flood Zone: AE (High Risk Area)

#### **Project Description**

The applicants, Adnan Daken & Dena Bliss, are requesting a Use Permit for a wine bar to serve wine and beer on-site and retail sales of those products for off-site consumption. The proposed

site will also serve snacks, including cheese and meat boards. The wine bar would have three employees and an estimated patronage of 20-30 customers per day. The proposed hours of operation are from 2:00 p.m. to 9:00 p.m., no more than six days a week, days to be open yet to be determined.

7 Ross Common, Town Council consideration to allow a use permit for a hair salon at 7 Ross Common and consideration of Resolution 2339. (Lopez-Vega) 

Magen Sledge, 7 Ross Common, A.P. No. 073-273-13, Zone: C-L (Local Service Commercial), General Plan: PS (Public Service, Flood Zone: AE (High Risk Area)

## **Project Description**

The applicant, Megan Sledge, is requesting approval of a Use Permit to operate a hair salon business in the ground floor space on the south side (street-side facing) of an existing commercial/residential building at 7 Ross Common. The proposed site is approximately 750-800 square feet of space, and the site has no onsite parking. The salon business will also offer for sale various hair care products on a retail basis. The hair salon would have three employees and three clients at most at one time. The proposed days and hours of operation are Monday through Saturday from 9:00 a.m. to 7:00 p.m.

End of Public Hearings on Planning Projects – Part II.

- 15. No Action Items: (Mayor)
  - a. Council correspondence
  - b. Future Council items
- 16. Adjournment.

If any of the matters discussed above are challenged in court, you may be limited to raising only those issues you or someone else raised at any public hearing described on this notice or in written correspondence delivered at, or prior to, the Council meeting at which this matter will be heard. (Government Code Section 65009). In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Town Manager at (415) 453-1453, extension 107 or (415) 453-1950 (Fax). Notification at least 48 hours prior to the meeting will enable the town to make reasonable accommodation to help insure accessibility to this meeting.